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6 Attorney for David Andre Weaver  
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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11

12 Plaintiff,

13 v.

14 DAVID ANDRE WEAVER,  
15

Defendant.

Case No. 2:20-cr-00182-APG-EJY

**STIPULATION TO CONTINUE  
REVOCATION HEARING**  
(First Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
18 United States Attorney, and Melanee Smith, Assistant United States Attorney, counsel for the  
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,  
20 Assistant Federal Public Defender, counsel for David Andre Weaver, that the Revocation  
21 Hearing currently scheduled on January 11, 2024, be vacated and continued to a date and time  
22 convenient to the Court, but no sooner than four months.

23 This Stipulation is entered into for the following reasons:

24 1. United States Probation Officer Deleyna Joseph filed a petition on December 1,  
25 2023, seeking revocation of Mr. Weaver's supervised release. (ECF No. 52.)

26 2. The Court held an initial appearance on December 15, 2023. (ECF No. 60.)

1           3.       Defense counsel conferred with Officer Joseph on December 27, 2023. Officer  
2 Joseph wishes to give Mr. Weaver the opportunity to take advantage of resources available to  
3 him through probation, such as substance abuse treatment and mental health treatment.

4           4.       Defense counsel conferred with Attorney Smith on January 5, 2024, and  
5 Attorney Smith endorses Officer Joseph's position.

6           5.       If Mr. Weaver comes into compliance and maintains compliance with his  
7 supervised release requirements for a period of four months, then the Government agrees to  
8 dismiss the petition.

9           6.       If Mr. Weaver does not come into compliance and maintain compliance with his  
10 supervised release requirements, then the parties will request that the Court advance the  
11 revocation hearing.

12           This is the first request for a continuance of the revocation hearing.

13           DATED this 8th day of January, 2024.

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15       RENE L. VALLADARES  
16       Federal Public Defender

      JASON M. FRIERSON  
      United States Attorney

17       By /s/ Rick Mula

      By /s/ Melanee Smith

18       RICK MULA  
19       Assistant Federal Public Defender

      MELANEE SMITH  
      Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA


3 UNITED STATES OF AMERICA,  
4 Plaintiff,  
5 v.  
6 DAVID ANDRE WEAVER,  
7 Defendant.  
8

Case No. 2:20-cr-00182-APG-EJY

**ORDER**

9  
10 IT IS THEREFORE ORDERED that the revocation hearing currently scheduled for  
11 January 11, 2024 at 2:00 p.m., be vacated and continued to May 29, 2024 at the hour of 10:30  
12 a.m. in Courtroom 6C.

13 DATED this 9th day of January, 2024.

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16 UNITED STATES DISTRICT JUDGE  
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